

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**July 3, 2006**

DIVISION SIX

B182353 People (Not for Publication)  
v.  
Ezequiel M.

The judgment is affirmed.

Perren, J.

We concur:   Gilbert, P.J.  
                      Coffee, J.

## DIVISION SEVEN

[illegible]

The judgment is reversed. On remand the trial court is to conduct an in camera review of the requested personnel files of Detectives Fitchew, Regan and Edwards for relevance with respect to complaints concerning fabrication of charges or evidence, dishonesty and improper tactics. If the trial court's review on remand reveals no relevant information, the trial court is to reinstate the judgment of conviction. If the review reveals relevant information, the trial court must order disclosure, allow Newburn an opportunity to demonstrate prejudice and order a new trial if there is a reasonable probability the outcome would have been different had the information been disclosed. If no prejudice is shown, the trial court is to reinstate the judgment of conviction.

Perluss, P.J.

We concur: Woods, J.  
Zelon, J.

July 3, 2006 (Continued)

DIVISION SEVEN (Continued)

B188272     Barnard  
              v.  
              City of Santa Monica

B190335     Barnard  
              v.  
              City of Santa Monica

Filed order consolidating above captioned appeals.

DIVISION EIGHT

B184623     Singleton,                                 (Certified for Publication)  
              v.  
              United States Gypsum Company,

The judgment is reversed. Appellant is to recover his costs on appeal.

Flier, J.

We concur:   Cooper, P.J.  
                  Boland, J.

B183263     People                                         (Not for Publication)  
              v.  
              Henderson

Appellant's sentence is vacated. The section 667.5 (b) enhancements for the prior convictions in Orange County in 1995 and 1999 are reversed and remanded for retrial, in accordance with the views expressed herein. In all other respects, the judgment is affirmed.

Flier, J.

We concur:   Cooper, P.J.  
                  Rubin, J.

July 3, 2006 (Continued)

## DIVISION EIGHT (Continued)

B183886      Callahan      (Not for Publication)

V.

Academic Senate of Long Beach City College,

The judgment is affirmed. The parties are to bear their own costs on appeal.

Flier, J.

We concur: Rubin, Acting P.J.  
Boland, J.